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ATTORNEY'S DOCKET NUMBER: 2003080-0143 (SK-744-CON9)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Danishefsky *et al.* Examiner: Solola, T. A.  
Serial No.: 10/726,386 Art Unit: 1626  
Filed: December 2, 2003  
For: SYNTHESIS OF EPOTHILONES, INTERMEDIATES THERETO,  
ANALOGUES AND USES THEREOF

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TRANSMITTAL**

Enclosed please find the following:

1. Notice Of Appeal To Board Under 37 C.F.R. § 41.31 (1 page);
2. Credit Card Payment Form authorizing payment in the amount of \$250.00; and
3. Return Postcard.

Please charge any additional fees or credit any overpayments that may be required to our  
Deposit Account No. 03-1721.

Respectfully submitted,

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Dated: February 16, 2006

**Certificate of Mailing**

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February 16, 2006  
Date

Heather A. Mariacher

Typed or Printed Name of person signing certificate



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NOTICE OF APPEAL TO BOARD UNDER 37 C.F.R. § 41.31


Applicant hereby appeals the rejection of pending claims 81-95 in the above-referenced application. These claims have been twice rejected as required by 37 C.F.R. § 41.31(a)(1). Previously the claims were rejected in U.S. Patent Application U.S.S.N. 09/874,514, filed June 5, 2001, and in U.S.S.N. 10/695,582, filed October 28, 2003. The current rejection of these claims in the above-referenced case was mailed August 30, 2005. A Credit Card Payment Form authorizing payment in the amount of \$250.00 to cover the fee as set forth in 37 C.F.R. § 41.20(b)(1) is enclosed.

Please charge any other fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

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